

SUMMARY OF AMENDMENTS PROPOSED BY REP. PAT NOONAN

Department of Public Health and Human Services

- Issues ID cards
- Promulgate rules to implement the statute
- Removes requirement for new Medical Advisory Board; allows DPHHS to consult with medical experts to determine whether to add to the list of debilitating medical conditions (Section 3)

Department of Agriculture

- Is licensing authority with detailed licensing requirements (Sections 17 through 40). The requirements include:
 - Growers and infused-products manufacturers are limited to a maximum of two offices per licensee (Sections 24 and 25)
- Will periodically review the number of licenses based on need and will either not renew or limit the number of growers licenses
- Will limit each licensee to a maximum of 100 plants initially and then adjust based on based on documentation of building size, rental codes, and number of patients
- Receive quarterly reports of financial transactions by licensees and will share those records with Department of Revenue
- Receives a \$350,000 OTO appropriation for startup costs and appropriation authority for ongoing costs

Patients

- Adds PTSD to list of debilitating medical conditions (Section 2)
- Implements new requirements for how many plants and seedlings may be kept by patients (Section 10)
 - Reduces mature plants from 4 to 3
 - Reduces seedlings from 12 to 6

Doctors

- Two doctors must approve medical marijuana use for patients under the age of 18 (Section 4)
- One doctor must approve medical marijuana use for patients over the age of 18 (eliminates second doctor for severe chronic pain) (Section 4)
- Must perform thorough medical examinations (kept from original bill)
- Must provide written certification and documentation concerning ailments in order for patients to qualify (Section 5)
- DPHHS will report to Board of Medical Examiners the names of any doctors who provide written certification for 50 or more patients so Board can review the physician's practices (Section 5)

Growers/Manufacturers

- Local law enforcement will be informed of the location, employees, licensees, and contractors
- All employees and contractors are subject to mandatory criminal background checks (Section 26)
- May accept cash as payment in addition to other forms of payment (Section 31)

Delivery of Medical Marijuana

- Courier service is eliminated (Section 22)
- Growers and manufacturers distribute the product and may have up to two discreet offices, depending on the number of cardholders using that grower or manufacturer (Sections 24 and 25)
- An employee or contractor of a grower or manufacturer who is delivering medical marijuana to a cardholder must have a copy of the grower's license and a copy of the patient ID number.

Other Provisions/Effective Dates

- Adds assisted living facilities and nursing homes to facilities whose residents can utilize medical marijuana. These facilities already have the capacity to control the substance. Currently, only hospice is in the bill. (Section 14)
- All criminal disciplinary actions remain the same.
- Effective Dates
 - Patients documentation is July 1, 2011
 - Doctors documentation is July 1, 2011
 - Standard of Care is July 1, 2011
 - Licensing provisions at Department of Agriculture is October 1, 2011
 - Producers must have licenses by January 1, 2012
 - Sunset of current law is January 1, 2012